

STATE OF NEW HAMPSHIRE
BOARD OF PHARMACY

February 18, 2004

A regular meeting of the New Hampshire Board of Pharmacy was held on **February 18, 2004** at the Board office, 57 Regional Drive, Concord, New Hampshire. The meeting was **called to order at 9:36 a.m.** with President Margaret E. Hayes presiding.

I. ROLL CALL - AGENDA REVIEW - ANNOUNCEMENTS

PRESENT

Margaret E. Hayes, President
Kristina Genovese, Vice-President
George L. Bowersox, Treasurer
Sandra B. Keans, Secretary
Vahrij Manoukian, Member
Ronald L. Petrin, Member

ALSO PRESENT

Paul G. Boisseau,
Executive Secretary
Peter A. Grasso,
Chief Compliance Investigator

ALSO ATTENDING

Elisabeth Hoyt - 6th year student – Northeastern University School of Pharmacy.
Guest of Commissioner Genovese.

II. REVIEW OF ACTION ITEMS

• **FLORIDAINFUSION/NATIONS DRUG**

1053 Progress Court
Palm Harbor, FL 34683

Non-compliance with request to license as a wholesaler/distributor, according to RSA 318:51-a, and doing business in the State of NH.

Board review: November 19, 2003
Request for AG's opinion pending.

- **ESURG CORPORATION**

1016 East Pike Street
Seattle, WA 98122

Non-compliance with request to license as a wholesaler/distributor, according to RSA 318:51-a, and doing business in the State of NH.

Board review: November 19, 2003

Request for AG's opinion pending.

- **FLORIDA INFUSION PHARMACY**

4190 Corporate Court
Palm Harbor, FL 34683

Non-compliance with request to license as a mail-order pharmacy, according to RSA 318:37,II(a) and doing business in the State of NH.

Board review: November 19, 2003

Request for AG's opinion pending.

III. REVIEW / ADOPTION OF MINUTES

Minutes of the **January 21, 2004 special meeting** of the Board were accepted as submitted. **(Genovese/ Bowersox). Voted (unanimous).**

Minutes of the **January 21, 2004 regular meeting** of the Board were accepted as submitted. **(Petrin/Bowersox). Voted (unanimous).**

IV. LICENSING

Pharmacy

1. New

a) **SHAW'S PHARMACY #349**

Route 102, Old Orchard View Drive
Londonderry, NH 03053

Pharmacist-In-Charge: **Paul M. Corrado, R.Ph.**

NH License No. 1996
Corporate Officer/Supervisor: **James C. McGrath, R.Ph.**
Manager of Pharmacy Operations

Application complete.

Motion (Keans/Manoukian) granting a temporary permit to Shaw's Pharmacy #349 located at Route 102, Old Orchard View Drive, Londonderry, NH based upon successful completion of the primary inspection, and issuance of the original permit upon successful completion of the secondary inspection pursuant to Ph 305.02. Voted (passed – Commissioner Bowersox recused).

b) NORTHEAST PHARMACY SERVICES

125 North Main Street
Concord, NH 03301

Pharmacist-In-Charge: **Leon R. Parker, R.Ph.**
NH License No. R0867
Corporate Officer/Supervisor: **Charles J. Fanaras, R.Ph.**
President

Application incomplete.

Motion by Commissioner Petrin to grant a waiver of Ph 702.01(b)(2) and to approve the application as submitted. Motion failed for lack of a second.

Motion (Keans/Petrin) to table the application. Voted (unanimous).

c) THE PRESCRIPTION CENTER

246 Pleasant Street, Suite 100
Concord, NH 03301

Pharmacist-In-Charge: **Charles J. Fanaras, R.Ph.**
NH License No. 2408
Corporate Officer/Supervisor: **Charles J. Fanaras, R.Ph.**
President

Application complete.

Motion (Hayes/Genovese) granting a temporary permit to The Prescription Center located at 246 Pleasant Street, Suite 100, Concord,

NH based upon successful completion of the primary inspection, and issuance of the original permit upon successful completion of the secondary inspection pursuant to Ph 305.02. Voted (unanimous).

V. CONTINUING EDUCATION

Motion (Petrin/Keans) to accept the 20% random audit of qualifying pharmacists for verification of continuing education earned in 2003 for 2004 license renewal, the lottery was conducted on February 17, 2004. Voted (unanimous).

VI. COMPLIANCE UNIT

A. Activity Report

- January 2004

Motion (Genovese/Keans) to accept the report as submitted. Voted (unanimous).

B. Special Report

**Maxi Drug North, Inc.
d/b/a Brooks Pharmacy**

Allegation of misconduct.

Motion (Bowersox/Keans) to approve a Settlement Agreement and Final Order which, in part, levies an administrative fine. Voted (passed – Commissioner Genovese recused).

VII. OLD BUSINESS

A. Automated Dispensing Machines

Update on labeling of Baxter-type cells utilized in automatic (robotic) dispensing systems.

Agenda item **tabled January 21, 2004** pending additional information.

**B. Pharmaceutical Compounding – Sterile Preparations
USP General Chapter <797>**

Agenda item **tabled January 21, 2004** pending additional information.

Upon the motion of **Manoukian** and the second of **Genovese**, the Board, by roll call vote, resolved to conduct a non-public session for the purpose of discussing matters of law enforcement whereby divulgence of the information likely would render the proposed action ineffective and that such a non-public session is authorized by RSA 91-A:3, II(c); RSA 91-A:3, II(e); RSA 91-A:5, IV; and the Board's executive and deliberative privileges. Each member recorded his or her vote on the motion, which passed by the unanimous vote of all members present.

In session: 10:50 AM

Out of session: 11:10 AM

No motions were made and no votes were taken during this session.

VIII. ADJOURNED 11:12 AM

Respectfully submitted,

Sandra B. Keans
Secretary
FOR THE BOARD